

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION**

**JANET ADAMS and RANDY ADAMS,**

**Plaintiffs,**

**v.**

**MEDTRONIC, INC., *et al.*,**

**Defendants.**

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**Civil Action No.: 4:19-cv-870-SDJ-KPJ**

**ORDER**

On December 23, 2019, Plaintiffs Janet Adams and Randy Adams (together, “Plaintiffs”) filed an Amended Complaint against all Defendants. *See* Dkt. 9.

**IT IS THEREFORE ORDERED** that Defendant Covidien Holding Inc.’s Motion to Dismiss Pursuant to Rule 12(b)(6) and Brief in Support (Dkt. 5) is **DENIED AS MOOT**. The Court will address Rule 12 motions as to the live pleadings only.

**So ORDERED and SIGNED this 3rd day of January, 2020.**

A handwritten signature in black ink, appearing to read 'K. Priest Johnson', written over a horizontal line.

KIMBERLY C. PRIEST JOHNSON  
UNITED STATES MAGISTRATE JUDGE